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**CUSHMAN & WAKEFIELD®**

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December 19, 2013

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SAN FRANCISCO BAY CONSERVATION  
& DEVELOPMENT COMMISSION

Mr. Steve Fagalde  
Scott's Catering  
255 Third Street, Suite 102  
Oakland, CA 94607



**RE: Pavilion Tent Usage per BCDC Permit 19-85(B)**

Dear Steve,

It has come to our attention that Scott's Seafood held an event on December 18, 2013 in the Public Pavilion space. The set up for this event included a non-approved tent extension structure ( photo attached). As you are aware, Permit 19-85(B) specifically stipulates that Scott's is afforded a footprint of 4,500s.f. and is not to encroach into public space.

Further, it is noted that the Public Pavillion has been in full use without tear down from December 5, 2013 through and including todays date. As stipulated in Section B paragraph (a) and further clarified in Exhibit A of the Permit, "The tent shall be erected no sooner than 6 hours prior to an approved scheduled event and shall remain standing no longer than 12 hours following an approved scheduled event" and use is restricted to no more than two consecutive events at any time.

To avoid further action including penalties allowable under this Permit, please provide Cushman & Wakefield, as operator for The Port of Oakland, a copy of the approved calendar noting extended use of the Banquet Tent as well as written approval to add this additional structure.

Please contact me with any questions or concerns regarding this request for documentation of approval.

Cordially,  
Cushman & Wakefield of California, Inc.  
as Managing Agent for  
Jack London Square Ventures, LLC

  
Jennifer Koidal, RPA  
General Manager

Cc Lease File  
Julie Braun, Port of Oakland  
Adrienne Klein, BCDC  
Brad McCrea, BCDC